



INTERIOR BOARD OF INDIAN APPEALS

Winlock Veneer Co. v. Acting Juneau Area Director, Bureau of Indian Affairs

20 IBIA 100 (07/01/1991)

Denying reconsideration of:
20 IBIA 3

Related Board cases:
22 IBIA 314
28 IBIA 149
Reconsideration denied, 28 IBIA 220



United States Department of the Interior

OFFICE OF HEARINGS AND APPEALS
INTERIOR BOARD OF INDIAN APPEALS
4015 WILSON BOULEVARD
ARLINGTON, VA 22203

WINLOCK VENEER CO.,
Appellant

v.

ACTING JUNEAU AREA DIRECTOR,
BUREAU OF INDIAN AFFAIRS,
Appellee

: Order Denying Reconsideration
:
:
:
: Docket No. IBIA 90-35-A
:
:
: July 1, 1991

Appellant Winlock Veneer Co. has filed a petition seeking reconsideration of the May 2, 1991, decision in the above case issued by the Board of Indian Appeals (Board). See 20 IBIA 3. Reconsideration of Board decisions is governed by 43 CFR 4.315, which states in pertinent part:

(a) Reconsideration of a decision of the Board will be granted only in extraordinary circumstances. Any party to the decision may petition for reconsideration. The petition must be filed with the Board within 30 days from the date of the decision and shall contain a detailed statement of the reasons why reconsideration should be granted.

Under 43 CFR 4.310(a), appellant's petition was filed on the date it was mailed. The postmark on the envelope shows that the petition was mailed on June 22, 1991, which is more than 30 days from the date of the Board's May 2, 1991, decision. Accordingly, the petition must be denied as being untimely.

Therefore, pursuant to the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 CFR 4.1, this petition for reconsideration is denied.

//original signed

Kathryn A. Lynn
Chief Administrative Judge

//original signed

Anita Vogt
Administrative Judge